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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: HESSE ET AL.

SERIAL NO.: 09/926,491

FILED: March 29, 2002

GROUP ART UNIT: 1616

EXAMINER: B. Badio

ATTY. REFERENCE: HESS3006/REF

FOR: STEROID COMPOUNDS WITH A C-17-ALKYL  
SIDE CHAIN AND AN AROMATIC A-RING FOR  
USE IN THERAPY



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF APPEALS

COMMISSIONER OF PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated: **October 28, 2003**  
of the Primary Examiner finally rejecting claims: **1-5, 7-13, 17 and 19**

The Appeal Fee is:

- ☒ enclosed      ☐ \$330.      ☒ \$165.  
☐ not required (fee paid in prior appeal in this application).  
☐ requested to be charged to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

☒ Small Entity Status is claimed.

☒ The Commissioner is hereby authorized to charge any additional fees associated with this communication, including fees due under *37 CFR 1.16* and *37 CFR 1.17* or credit any overpayment to **Deposit Account Number 02-0200**. A duplicate copy of this sheet is enclosed.

23364

Customer Number

Phone: (703) 683-0500

DATE: April 28, 2004

04/30/2004 WASFAW1 00000015 09926491

01 FC:2401

165.00 OP

Respectfully submitted,

*Richard E. Fichter*

Richard E. Fichter

Attorney for Applicant

Registration Number: 26,382